

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TAMMY KITZMILLER, et al.	:	Case No. 04cv2688
	:	
Plaintiffs	:	
	:	
v.	:	Judge Jones
	:	
DOVER AREA SCHOOL DISTRICT,	:	
et al.	:	
Defendants.	:	

**ORDER**

**June 2, 2005**

**THE BACKGROUND OF THIS ORDER IS AS FOLLOWS:**

Pending before the Court is an Application to Intervene by the Foundation for Thought and Ethics (“FTE”) (doc. 61), with a brief filed in support thereof.

**NOW, THEREFORE, IT IS ORDERED THAT:**

1. The Application to Intervene filed by FTE (doc. 61) will be decided on submissions from the parties unless the proposed intervenor, FTE, contacts the Court within five (5) days of the date of this Order and indicates that it is necessary to schedule a hearing to take testimony.

s/ John E. Jones III  
John E. Jones III  
United States District Judge